

RESOLUTION 5-2004

Resolution repealing Resolution 4-2004 and Including the Question of the Establishment of a Local Government Study Commission on the Primary Election Ballot

WHEREAS, the Montana Constitution, Article XI, Section 9, specifies that "The Legislature shall require an election in each local government to determine whether a local government will undertake a review procedure once every ten years after the first election", and

WHEREAS, there will be an election on the primary election date in 2004 on the question of conducting a local government review and establishing a study commission; and

WHEREAS, the Montana Code Annotated states in 7-3-177(1), that "the study commission shall consist of an odd number of not less than three members unless the local governing body by resolution declares a larger number shall be elected"; and

NOW, THEREFORE, BE IT RESOLVED that Resolution 4-2004 is hereby repealed.

BE IT FURTHER RESOLVED by the Board of County Commissioners of Madison County, that the study commission, if authorized, shall consist of 5 elected members to be chosen in the November General Election, plus an ex-officio non-voting member of the governing body or an elected official or employee of the local governing body to be named by the Board of County Commissioners prior to the organization of the study commission;

BE IT FURTHER RESOLVED that there shall be placed on said June 2004 Primary Election Ballot the question in the following form:

[] FOR the review of government of Madison County and the establishment of a local government study commission consisting of 5 members to examine the government of Madison County and submit recommendations thereon.

[] AGAINST the review of government of Madison County and the establishment of a local government study commission.

This resolution having been considered at a public meeting on the 22nd day of March, 2004 and approved by the Madison County Commissioners is adopted effective immediately.

C. TED COFFMAN, CHAIRMAN

DAVID SCHULZ

FRANK NELSON
BOARD OF MADISON COUNTY COMMISSIONERS

ATTEST:

Peggy Kaatz, Clerk & Recorder